

ORDINANCE NO. 55-----

AN ORDINANCE GRANTING TO CENTRAL CALIFORNIA TRACTION COMPANY, A CORPORATION, ITS SUCCESSORS IN INTEREST AND ASSIGNS, IN SO FAR AS IT LIES IN THE POWER OF THE CITY OF LODI TO GRANT THE SAME, THE RIGHT, PRIVILEGE, PERMISSION, RIGHT OF WAY AND FRANCHISE TO CONSTRUCT, LAY DOWN, MAINTAIN AND OPERATE FOR THE TERM OF FORTY-SEVEN YEARS A SINGLE TRACK OF STANDARD GAUGE, FOR THE TRANSPORTATION OF BOTH FREIGHT AND PASSENGERS FOR HIRE, TOGETHER WITH THE RIGHT, PRIVILEGE, PERMISSION, RIGHT OF WAY AND FRANCHISE TO CONSTRUCT, LAY DOWN, MAINTAIN AND OPERATE SUCH POLES AND OTHER APPLIANCES AND APPARATUS FOR PROPELLING, DRAWING OR RUNNING THEREON CARS FOR THE TRANSPORTATION OF BOTH FREIGHT AND PASSENGERS FOR HIRE, PROPELLED, DRAWN OR RUN BY ELECTRICITY, SUPPLIED BY OR TAKEN FROM OVERHEAD OR UNDERGROUND WIRE OR WIRES OR BY ELECTRICITY SUPPLIED OR TAKEN OTHERWISE OR BY WIRE ROPES RUNNING UNDER THE STREETS AND MOVED BY STATIONARY ENGINES OR BY ANY LAWFUL MOTIVE POWER OTHER THAN MOVABLE STEAM ENGINES, HORSES OR MULES, ON, OVER AND ALONG THE STREETS, AVENUES, ALLEYS, LANES, PLACES AND ROUTE IN THE CITY OF LODI, COUNTY OF SAN JOAQUIN, STATE OF CALIFORNIA, THE CENTER LINE THEREOF DESCRIBED AS FOLLOWS, TO-WIT:

Beginning at a point on Sacramento Street, which said point is thirty-four and 50/100ths (34.50) feet Easterly from the West line of Sacramento Street and twelve and 1/2 (12 1/2) feet <sup>southerly</sup> ~~northerly~~ from the <sup>south</sup> ~~North~~ line of Locust Street; thence Northerly along said Sacramento Street a distance of fourteen hundred (1400) feet to a point; thence on a curve to the right having a radius of one hundred twenty-five (125) feet a distance of about two hundred (200) feet; thence on a curve to the left having a radius of one hundred twenty-five

(125) feet about one hundred (100) feet; thence Northerly one hundred fifty (150) feet.

The Board of Trustees of the City of Lodi do ordain as follows:

Section 1. The right, privilege, ~~permission~~, right of way and franchise is hereby granted unto ~~CENTRAL CALIFORNIA TRACTION COMPANY~~, a corporation, its successors in interest and assigns, in ~~eo~~ far as it lies within the power of the City of Lodi to grant the same, to use for the term of forty-seven years ~~from~~ the date of the passage of this ordinance, the streets, avenues, alleys, lanes, places and route in the City of Lodi, County of San Joaquin, State of California, hereinafter named and described and to that end the said Central California Traction ~~Company~~, a corporation, its successors in interest ~~and~~ assigns in so far as it lies within the power of the said City of Lodi to grant the same, is hereby granted the right, privilege, ~~permission~~, right of way ~~and~~ franchise to construct, lay down, maintain and operate ~~and~~ repair for the term of forty-seven years a single track of standard gauge for the transportation of both freight and passengers for hire, together with the right, privilege, ~~permission~~, right of way ~~and~~ franchise to construct, lay down, maintain and operate such poles ~~and other~~ appliances and apparatus for propelling, ~~draw-~~  
~~ing~~ or ~~running~~ thereon cars for the transportation of both freight ~~and~~ passengers for hire, propelled, ~~drawn~~ or run by electricity supplied by or taken from ~~overhead~~ or underground ~~wire or~~ wires or by electricity ~~supplied or~~ taken ~~otherwise~~ or by ~~wire~~ ropes ~~running~~ under the streets ~~and~~ moved by stationary engines ~~or~~ by any lawful motive power, other than movable steam engines, ~~horses or~~ mules, on, over and along the following streets, avenues, ~~alleys~~, places, ~~lanes~~ ~~and~~ route in the City of

Lodi, County of San Joaquin, State of California, the center line thereof described as follows, to-wit:

Beginning at a point on Sacramento Street, which said point is thirty-four and 50/100ths (34.50) feet Easterly from the West line of Sacramento Street and twelve and 1/2 (12½) feet <sup>Southerly</sup> ~~Northerly~~ from the <sup>South</sup> ~~North~~ line of Locust Street; thence Northerly along said Sacramento Street a distance of fourteen hundred (1400) feet to a point; thence on a curve to the right having a radius of one hundred twenty-five (125) feet a distance of about two hundred (200) feet; thence on a curve to the left having a radius of one hundred twenty-five (125) feet about one hundred (100) feet; thence Northerly one hundred fifty (150) feet.

Section 2. The grantee of said franchise and its assigns shall have the right to excavate and remove portions of the street or streets along the route above described, necessary to properly construct said work and to erect all needful apparatus to properly build said track.

Section 3. The grantee of said franchise or its successors in interest or assigns shall at its own expense pave or repave, macadamize and remacadamize, grade or regrade the entire length of the streets occupied by the tracks and between the rails thereof and two feet on the outside of the same with the same material as may be used for such purposes by the City of Lodi and under the same supervision and specifications and in the same manner as upon the streets and portions of streets over which the said track runs and shall keep the same constantly in repair flush with the streets and with good crossings.

Section 4. This ordinance shall take effect and be in force from and after its final passage and approval.